

BORA LASKIN LAW LIBRARY



3 1761 10077662 4

UNIVERSITY OF TORONTO
FACULTY OF LAW

CRIMINAL LAW

Cases and Materials

Volume 3

Martha Shaffer
Hamish Stewart
Graham Mayeda
Andrew Botterell

Fall 2016

*These materials are distributed solely for use by students in the
Faculty of Law, University of Toronto*

KE
8808.5
.S53
2016
v.3
c.1

CRIMINAL LAW

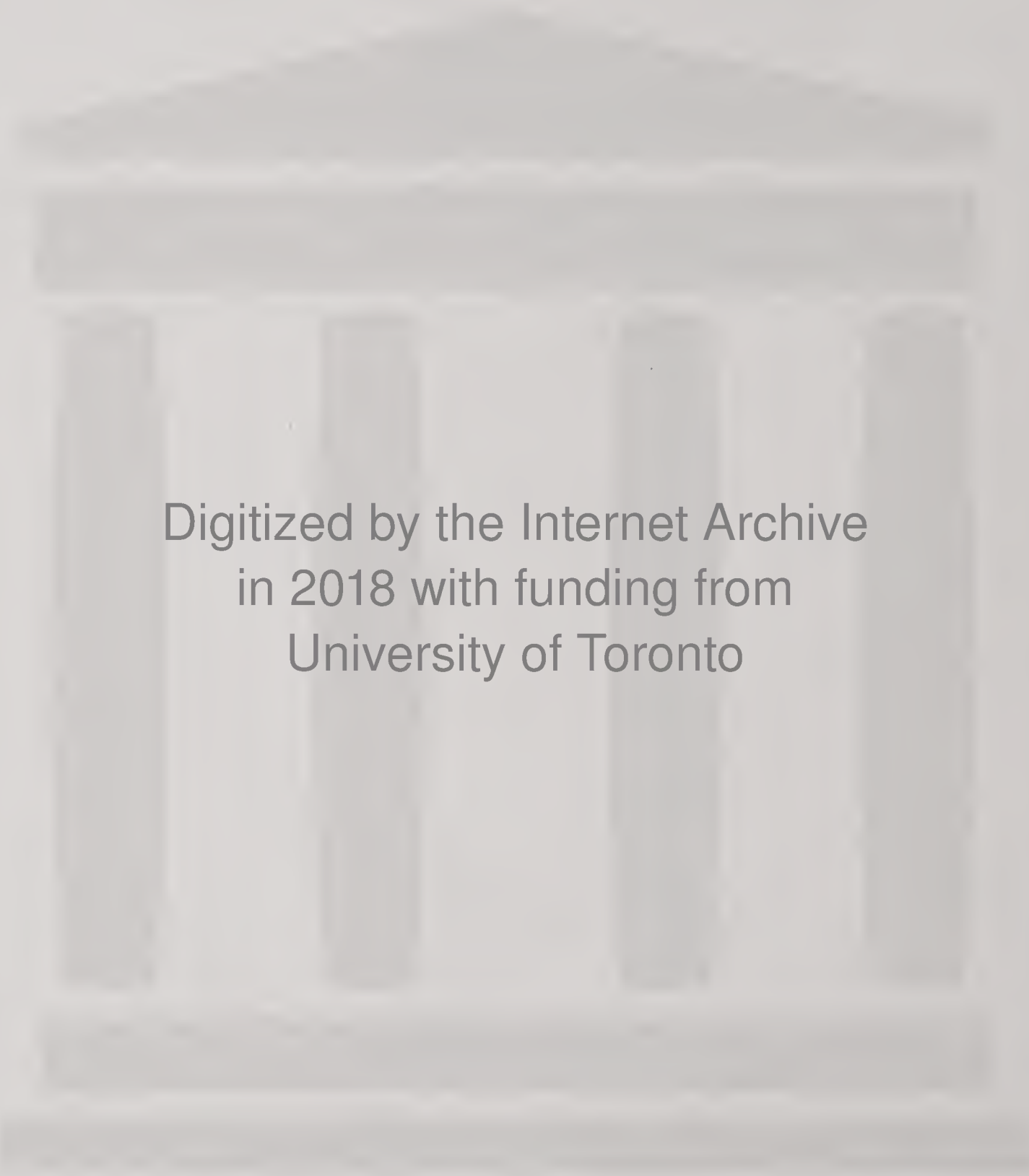
Cases and Materials

Volume 3

Martha Shaffer
Hamish Stewart
Graham Mayeda
Andrew Botterell

Fall 2016

*These materials are distributed solely for use by students in the
Faculty of Law, University of Toronto*



Digitized by the Internet Archive
in 2018 with funding from
University of Toronto

https://archive.org/details/criminallawcases03shaf_4

Table of Contents

7	INTOXICATION	825
	D.P.P. v. Beard	825
	Note: The Leary Rule and the Specific/General Intent Distinction	826
	* R. v. Daviault	830
	Question	849
	R. v. Tatton	849
	Further Reading for Chapter 7	856
8	CAPACITY-BASED DEFENCES	857
8(a)	Not Criminally Responsible by Reason of Mental Disorder	857
	M’Naghten’s Case	857
	* Cooper v. R.	860
	R. v. Abbey	869
	Questions	873
	* R. v. Chaulk	874
	* Notes and Questions	878
	Note: Effect of a Verdict of Not Criminally Responsible on account of Mental Disorder	880
8(b)	Automatism	882
	* R. v. Rabey	882
	* Questions on Rabey	890
	R. v. Parks	891
	* R. v. Stone	898
	R. v. Luedecke	909
	Further Reading	924
9	SELF-DEFENCE	925
9(a)	The Old Statutory Provisions	925
9(b)	Reasonable Apprehensions	927
	* R. v. Lavallee	927
	* People v. Goetz	943
	R v. Jacko	945
	Problem: R. v. Cinous	951
9(c)	The New Statutory Provisions	954
	Brudner, “Postscript”	955
	Stewart, Submissions on Bill C-26	956
10	PROVOCATION	961
	*R. v. Tran	962

11 DURESS.....	975
R. v. Ruzic	975
R. v. Ryan.....	989
Further Reading.....	1003